



Patent
246/221

#14
JRP
1/26/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

HAHN, Gary S. et al

Serial No.: 09/400,757

Filed: 9/21/99

For: FORMULATIONS AND METHODS
FOR REDUCING SKIN IRRITATION

Group Art Unit: 1619

Examiner: Harrison, R.

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JAN 22 2002

TECH CENTER 1600/2300

AMENDMENT TRANSMITTAL

Box Amendment
Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith is the Response to Restriction Requirement for the above-identified application.

01/22/2002 FFANAEIA 00000143 122475 09400757
01 FC:218 720.00 CH

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

November 12, 2001
Date of Deposit

Rowena R. Estrada
Name of Person Mailing Paper

Signature of Person Mailing Paper

- ☒ Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

EXTENSION (months)		FEE FOR SMALL ENTITY		FEE FOR OTHER THAN SMALL ENTITY
1 month	<input type="checkbox"/>	\$55.00	<input type="checkbox"/>	\$110.00
2 months	<input type="checkbox"/>	\$195.00	<input type="checkbox"/>	\$390.00
3 months	<input type="checkbox"/>	\$445.00	<input type="checkbox"/>	\$890.00
4 months	<input checked="" type="checkbox"/>	\$695.00	<input type="checkbox"/>	\$1,390.00
5 months	<input type="checkbox"/>	\$945.00	<input type="checkbox"/>	\$1,890.00

- ☐ An extension for _____ months has already been secured and the fee paid therefor of _____ is deducted from the total fee due for the total months of extension now requested.
- ☒ Extension fee due with this Request \$695.00.
- ☒ If an additional extension of time is required, please consider this a petition therefor.

FEES FOR CLAIMS:

- ☐ Applicant claims small entity status pursuant to 37 CFR 1.27.

The fees for claims (37 CFR § 1.16(b)-(d)) have been calculated as shown below:

Total Claims	-	20	=	0	x	\$18.00	\$0.00
Independent Claims	-	3	=	0	x	\$80.00	\$0.00
Multiple Dependent Claims	\$270	(if applicable)				<input type="checkbox"/>	\$0.00
TOTAL OF ABOVE CALCULATIONS							\$0.00
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28.						<input type="checkbox"/>	\$0.00
TOTAL FEES FOR CLAIMS SUBMITTED HERewith							\$0.00

- ☐ A check in the amount of _____ is enclosed to cover the above fee(s).
- ☒ Charge Lyon & Lyon's Deposit Account No. **12-2475** in the amount of \$695.00.



The Commissioner is authorized to charge Lyon & Lyon's Deposit Account No. 12-2475 for any fees required under 37 CFR §§ 1.16 and 1.17 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account 12-2475.



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PATENT TRADEMARK OFFICE

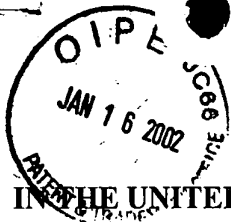
LYON & LYON LLP
Suite 4700
633 W. Fifth Street
Los Angeles, CA 90071
(213) 489-1600

Dated: November 12, 2001

By: 

Paul H. Meier
Reg. No. 32,274

633 West Fifth Street, Suite 4700
Los Angeles, California 90071-2066
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For: FORMULATIONS AND METHODS
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RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office action mailed June 12, 2001, applicants respond as follows.

With regard to the requirement to elect as between the inventions listed by the Examiner as Groups I and II, applicants elect Group I (enumerated as claims 1-25, 52, 55, 61 and 100). Additionally, based on the Amendment incorporated in the transmittal paper filed September 21, 1999, it is submitted that claims 57 and 58 should also be included in the elected claims of this group.

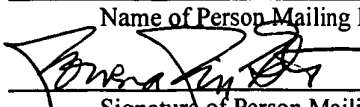
LA-216960.1

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In response to elect a single species, applicants elect the species identified as "1" in the Office action, namely (1) Alpha-hydroxy acids, lactic acid, glycolic acid, alpha-hydroxy decanoic acid, alpha-hydroxy octanoic acid, malic acid, tartaric acid and mandelic acid.

The following claims are readable on the elected species:

Claims 1-14, 16, 18, 22, 24, 25, 52, 55, 57, 58, 61 and 100 are readable on the above elected species.

The Commissioner is authorized to charge any fees associated with the present submission, including the fee for an extension of time in which to respond (which extension is hereby respectfully requested, to the Deposit Account of the undersigned attorney of record, which is:

Deposit Account No. 12-2475.

Respectfully submitted,



LYON & LYON LLP
Suite 4700
633 W. Fifth Street
Los Angeles, CA 90071
(213) 489-1600

Dated: November 12, 2001

By: Paul H. Meier

Paul H. Meier
Reg. No. 32,274

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